

FISCAL NOTE
SB 3391 - HB 3410

March 22, 2006

SUMMARY OF BILL: Creates a new Class D felony offense for terroristic threatening in the first degree. Creates a new Class E felony offense for terroristic threatening in the second degree. Creates a new Class A misdemeanor offense for terroristic threatening in the third degree.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$5,400 / Incarceration*


Assumptions:

- According to the U.S. Census Bureau, population growth in Tennessee has averaged 1.09 percent per year for the past 10 years. No significant incarceration cost increase will occur due to population growth in this period.
- One Class D felony every three years with 0.6 years time served (219.15 days). The annualized time served per conviction is 72.32 days (0.33 annual number of convictions x 219.15 days served). According to the Department of Correction, the average operating cost per inmate per day for calendar year 2006 is \$50.02. The annualized cost per conviction is \$3,617.42 (0.33 x 219.15 x \$50.02).
- One Class E felony conviction every three years with 0.3 years time served (109.58 days). The annualized time served per conviction is 36.16 days (0.33 annual number of convictions x 109.58 days). The annualized cost per conviction is \$1,808.79 (0.33 x 109.58 x \$50.02).

**Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director